



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
OSHER CAPITAL PARTNERS LLC,

Plaintiff,

- against -

OXYSURE SYSTEMS, INC., et al.,

Defendants.  
-----X  
-----X

ALPHA CAPITAL ANSTALT,

Plaintiffs,

- against -

OXYSURE SYSTEMS, INC., et al.,

Defendants.  
-----X

**VICTOR MARRERO, United States District Judge.**

Upon review of the complaints and other papers filed with the Court in connection with the two cases captioned above, the Court noted that in all material respects the complaints describe the same or substantially similar underlying events arising out of the same or substantially similar operative facts, and assert the same or substantially similar claims against the same defendants. Accordingly, it is hereby

15 Civ. 9594

15 Civ. 5443

**ORDER**

**ORDERED** that the Clerk of Court is directed to consolidate these actions for all purposes; and it is further

**ORDERED** that all filings in connection with the consolidated action be docketed against the remaining lower numbered case, 15 Civ. 5443; and it is finally

**ORDERED** that the Clerk of Court close the referenced higher numbered case, 15 Civ. 9594, and remove it from the Court's docket.

**SO ORDERED.**

Dated: NEW YORK, NEW YORK  
14 December 2015

A handwritten signature in black ink, appearing to read 'Victor Marrero', is written over a horizontal line.

VICTOR MARRERO  
U.S.D.J.